COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION INTO DIVERSIFIED) ADMINISTRATIVE OPERATIONS OF LOCAL EXCHANGE) CASE NO. 340 TELEPHONE COMPANIES

ORDER

This matter arising upon petition of North Central Telephone Cooperative, Inc. ("North Central") filed January 10, 1992 for confidential protection of Exhibits 1 and 3 to its responses to the Commission's Order of October 25, 1991 on the grounds that disclosure of the information would constitute an invasion of North Central's privacy and that disclosure of the information is likely to cause North Central competitive injury, and it appearing to this Commission as follows:

As part of its responses to the Commission's Order of October 25, 1991, North Central has prepared Exhibits 1 and 3 which it seeks to protect as confidential. Exhibit 1 is purported to contain journal entries which disclose North Central's exact dollar investments in the Kentucky RSA No. 3 Partnership and reflect in exact dollars the projected additional capitalization and subsequent capitalization construction costs for the cellular partnership. Exhibit 3 is purported to provide excerpts from North Central's corporate board meeting which documents with specificity the exact amount of financial investment in the

Kentucky RSA No. 3 Partnership. Neither exhibit has been filed with the Commission.

807 KAR 5:001, Section 7, provides the procedure for obtaining confidential protection of information filed with the Commission. Subsection (2)(a)2 requires that the material sought to be protected be filed with the petition for confidentiality. North Central failed to do so and therefore the petition should be denied.

This Commission being otherwise sufficiently advised, IT IS ORDERED that:

- 1. The petition to protect as confidential Exhibits 1 and 3 to North Central's responses to the Commission's Order of October 25, 1991, which North Central has petitioned be withheld from public disclosure, be and is hereby denied.
- 2. North Central shall, within 20 days from the date of this Order, file the exhibits to its responses in compliance with the Order of October 25, 1991.

Done at Frankfort, Kentucky, this 27th day of January, 1992.

PUBLIC SERVICE COMMISSION

Chairman

Vice Chairman

Commissioner

ATTEST:

Executive Director